IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

FRIDAY, THE 30TH MARCH 2007 / 9TH CHAITHRA 1929

WP(C).No. 5065 of 2007(C)

PETITIONER:

DR.RAJAN IDICULA, LECTURER,
SELECTION GRADE, DEPARTMENT OF BOTANY,
ST.STEPHEN'S COLLEGE,
PATHANAPURAM, KOLLAM DISTRICT.

BY ADV. SRI.B.MOHANLAL
SMT.MEREENA JOSEPH

RESPONDENTS:

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1. STATE OF KERALA REPRESENTED BY
ITS SECRETARY TO GOVERNMENT,
HIGHER EDUCATION DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DEPUTY DIRECTOR OF COLLEGIATE
EDUCATION, KOLLAM.

3. THE KERALA UNIVERSITY REPRESENTED
BY ITS REGISTRAR, PALAYAM,
THIRUVANANTHAPURAM.

R1 & R2 BY GOVT. PLEADER SRI. T.T. MUHAMMED.
R3 BY ADV. SRI.M.RAJAGOPALAN NAIR, SC, KERALA UTY.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 30/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC. 5065/2007.

APPENDIX

PETITIONER'S EXTS:

EXT. P1 : THE TRUE COPY OF THE ORDER NO.A.C. F.11/2/26111/2001 DATED 1.1.2002 ISSUED BY THE KERALA UNIVERSITY.

EXT. P2 : TRUE COPY OF THE ORDER NO.AC.F.111/2/9392/2006 DATED 15.12.2006 ISSUED BY THE KERALA UNIVERSITY.

EXT. P3 : THE TRUE COPY OF ORDER NO.F1/10000/2006 DATED 16.1.2007.

EXT. P4 : TRUE COPY OF THE G.O.(MS) NO.209/96/H.EDN. DATED 24.12.1996.

K.M.JOSEPH, J.

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WP.(C) No. 5065 OF 2007

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Dated this the 30th day of March, 2007

JUDGMENT

By Ext.P2 the third respondent approved the appointment of the petitioner as Lecturer Selection Grade with effect from 3.6.2003. But the amount is not being paid to the petitioner. Petitioner relies on the decisions of this court reported in **Cherian Mathew v. Principal S.B.College, Changanassery** (1998(2) K.L.T. 144) and **O. Jayaprasad v. State of Kerala** (2003(2) K.L.J. 189).

2. Heard Government Pleader and the Standing Counsel for the University.

The writ petition is disposed of as follows:

The second respondent will place his objections to Ext.P2 before the third respondent within a period of one month from the date of receipt of a copy of this judgment. The third respondent will meticulously consider each and every objection and pass a reasoned order, copy of which shall be communicated to the petitioner and the second respondent within a period of one month from the date of

receipt of the objection. If the third respondent reiterates Ext.P2, the matter will be governed by the decisions in **Cherian Mathew's Case and O.Jayaprasad's Case** and the amounts due to be paid to the petitioner shall be paid without any delay.

(K.M. JOSEPH, JUDGE)

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K.M.JOSEPH, JJ.

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W.A. No. OF

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JUDGMENT

Dated this the day of February, 2006.